

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **IMMUNOTOXINS DIRECTED AGAINST MALIGNANT CELLS** the specification of which \_\_\_\_\_ is attached hereto or X was filed on May 1, 1998 as Application No. 09/071,672 and was amended on \_\_\_\_\_ (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application(s)**

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date
60/046,895	May 2, 1997

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status


**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Susan K. Faris, Reg. No. 41,379  
Ellen Lauver Weber, Reg. No. 32,762  
Guy W. Chambers, Reg. No. 30,617

Send Correspondence to: <b>Susan K. Faris</b> <b>TOWNSEND and TOWNSEND and CREW LLP</b> <b>Two Embarcadero Center, 8<sup>th</sup> Floor</b> <b>San Francisco, California 94111-3834</b>	Direct Telephone Calls to: (Name, Reg. No., Telephone No.) Name: Susan K. Faris Reg. No.: 41,379 Telephone: 415-576-0200
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Full Name of Inventor 1:	Last Name: <b>Goldenberg</b>	First Name: <b>David</b>	Middle Name or Initial: <b>M.</b>	
Residence & Citizenship:	City: <b>Mendham</b>	State/Foreign Country: <b>New Jersey</b>	Country of Citizenship: <b>United States of America</b>	
Post Office Address:	Post Office Address: <b>330 Pleasant Valley Road</b>	City: <b>Mendham</b>	State/Country: <b>New Jersey</b>	Postal Code: <b>07945</b>

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1 	Signature of Inventor 2 _____	Signature of Inventor 3 _____
David M. Goldenberg		
Date <b>NOV. 20, 1998</b>	Date	Date

Attorney Docket No. 015280-325100US

DHHS Ref No. E-157-97/0

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**Prior Foreign Application(s)**

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119	
			Yes	No
			Yes	No

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date
60/046,895	May 2, 1997

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Application No.	Date of Filing	Status		
		Patented	Pending	Abandoned
		Patented	Pending	Abandoned
		Patented	Pending	Abandoned

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) of the Government of the United States of America as represented by the Secretary of the Department of Health and Human Services, Office of Technology Transfer, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Robert Benson, Reg. No. 33,612  
 Steven M. Ferguson, Reg. No. 38,448  
 James C. Haight, Reg. No. 25,588  
 John P. Kim, Reg. No. 38,514

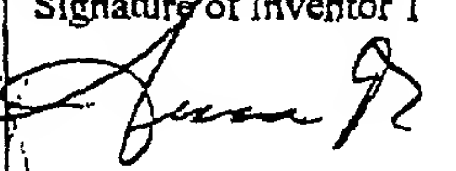
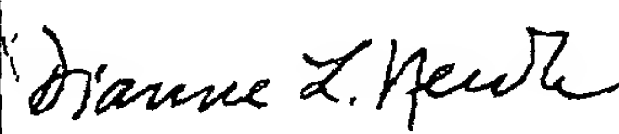
Susan S. Rucker, Reg. No. 35,762  
 David R. Sadowski, Reg. No. 32,808  
 Jack Spiegel, Reg. No. 34,477

Attorney Docket No. 015280-325100US  
DHHS Ref No. E-157-97/0

Send Correspondence to Appointed Associate Attorney or Agent Address: Susan K. Faris <b>TOWNSEND and TOWNSEND and CREW LLP</b> Two Embarcadero Center, 8th Floor San Francisco, CA 94111-3834	Direct Telephone Calls and Facsimiles to Appointed Associate Attorney or Agent:  Name: Susan K. Faris Rcg. No. 41,739 Telephone: (415) 576-0200 Fax: (415) 576-0300
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Full Name of Inventor 1	Last Name Rybak	First Name Susanna	Middle Name or Initial M.	
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Full Name of Inventor 3	Last Name	First Name	Middle Name or Initial	
Residence & Citizenship	City	State/Foreign Country	Country of Citizenship	
Post Office Address	Post Office Address	City	State/Country	Zip Code

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18 of the United States Code, Section 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  Susanna M. Rybak	Signature of Inventor 2  Dianne L. Newton	Signature of Inventor 3  
Date X 11/20/98	Date X 11/20/98	Date